IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

Crl. Misc. No. 73640-M of 2006

DATE OF DECISION : 09.01.2007

Pradeep Kumar

.... PETITIONER

Versus

State of Haryana

..... RESPONDENT

CORAM :- HON'BLE MR. JUSTICE SATISH KUMAR MITTAL

Present: Mr. Y.D. Kaushik, Advocate,
for the petitioner.

Mr. Partap Singh, Senior D.A.G., Haryana.

* * *

Petitioner Pradeep Kumar has filed this petition under Section 439 of the Code of Criminal Procedure for the grant of regular bail in case FIR No. 484 dated 13.8.2006 under Sections 323/342/379/356/366 IPC, registered at Police Station City Ballabgarh, District Faridabad.

I have heard counsel for the parties and gone through the contents of the FIR as well as the order dated 6.11.2006, passed by Sessions Judge, Faridabad, whereby bail application of the petitioner has been dismissed.

The aforesaid FIR was registered on the basis of statement of Babita. In the FIR, it has been stated that the complainant was kidnapped and some of her documents were stolen by the petitioner. Counsel contends that the petitioner performed marriage with the complainant against the wishes of her parents and subsequently, she lodged the aforesaid FIR. He further contends that the petitioner is in custody since 22.8.2006 and the only non-bailable offence for which charge has been framed against him is under Section 379 IPC. Till date, no prosecution witness has been examined and trial is not likely to conclude soon.

In view of the aforesaid facts, without expressing any opinion on the merits of the case, I deem it appropriate to grant regular bail to the petitioner and he is, accordingly, ordered to be released on bail subject to his furnishing bail bonds to the satisfaction of the trial court.

January 09, 2007 **(SATISH KUMAR MITTAL)**
ndj **JUDGE**